

NATURAL RESOURCES

| Budget Summary | | | | | | FTE Position Summary | | | | |
|----------------|--------------------------|--------------------|--------------------|--|--------|----------------------|-----------------|-----------------|-------------------------|--------|
| Fund | 2012-13 Adjusted Base | Request | | 2013-15 Change Over Base Year Doubled | | 2012-13 | Request | | 2014-15 Over 2012-13 | |
| | | 2013-14 | 2014-15 | Amount | % | | 2013-14 | 2014-15 | Number | % |
| GPR | \$128,460,200 | \$125,356,100 | \$125,229,200 | -\$6,335,100 | - 2.5% | 291.10 | 285.00 | 285.00 | - 6.10 | - 2.1% |
| FED | 79,827,100 | 80,052,600 | 79,421,200 | - 180,400 | - 0.1 | 493.69 | 491.69 | 479.19 | - 14.50 | - 2.9 |
| PR | 36,918,700 | 36,549,200 | 36,484,600 | - 803,600 | - 1.1 | 260.14 | 258.14 | 258.14 | - 2.00 | - 0.8 |
| SEG | <u>316,471,000</u> | <u>311,664,600</u> | <u>311,834,200</u> | <u>- 9,443,200</u> | - 1.5 | <u>1,614.01</u> | <u>1,619.01</u> | <u>1,619.01</u> | <u>5.00</u> | 0.3 |
| TOTAL | \$561,677,000 | \$553,622,500 | \$552,969,200 | -\$16,762,300 | - 1.5% | 2,658.94 | 2,653.84 | 2,641.34 | - 17.60 | - 0.7% |

Major Request Items

1. STANDARD BUDGET ADJUSTMENTS

Request adjustments to the base budget totaling -\$6,210,000 in 2013-14 and -\$6,966,400 in 2014-15 with the deletion of 15.5 project positions as follows: (a) -\$3,086,900 annually for turnover reduction (-\$304,500 GPR, -\$477,500 FED, -\$118,200 PR, and -\$2,186,700 SEG); (b) -\$671,700 in 2013-14 (-\$90,200 PR and -\$581,500 SEG) with a reduction of 3.0 positions and, and -\$1,579,700 in 2014-15 (-\$150,000 GPR, -\$661,900 FED, -\$154,800 PR and -\$613,000 SEG) with a reduction of 3.0 PR project positions beginning in 2013-14 and an additional 12.5 FED positions in 2014-15 for removal of non-continuing elements from the base; (c) -\$5,859,000 annually (-\$616,300 GPR, \$887,300 FED, -\$130,700 PR, and -\$5,999,300 SEG) for full funding of continuing salaries and fringe benefits; (d) \$3,287,600 annually (\$8,300 PR and \$3,279,300 SEG) for overtime; and (e) \$120,000 in 2013-14 (\$18,100 GPR, \$24,200 FED, and \$77,700 SEG) and \$271,600 in 2014-15 (\$41,200 GPR, \$54,700 FED, and \$175,700 SEG) for full funding of lease and directed moves.

| | Funding | Positions |
|-------|---------------------|-------------|
| GPR | -\$1,932,300 | 0.00 |
| FED | 236,600 | - 12.50 |
| PR | - 726,200 | - 3.00 |
| SEG | <u>- 10,754,500</u> | <u>0.00</u> |
| Total | -\$13,176,400 | - 15.50 |

2. GPR REDUCTIONS

Delete \$2,201,400 GPR annually and 6.1 positions to implement the lapse provisions of 2011 Act 32 relating to reductions in base funding. Annual reductions by appropriation are shown below.

| | Funding | Positions |
|-----|--------------|-----------|
| GPR | -\$4,402,800 | - 6.10 |

| <u>Appropriation</u> | <u>Annual Reduction</u> | <u>Positions</u> |
|--|-----------------------------|------------------|
| Land Division | | |
| Parks Operations | -\$172,200 | |
| Endangered resources natural heritage inventory program | -9,600 | |
| Division operations | -5,200 | |
| Air and Waste Division | | |
| Division operations | -38,500 | -0.25 |
| Air management- motor vehicle emission inspection and maintenance | -22,400 | -0.25 |
| Enforcement and Science Division | | |
| Car killed deer removal- general fund | -49,300 | |
| Division operations | -60,300 | -0.60 |
| Water Division | | |
| Division operations | -472,100 | -5.00 |
| Water resources - remedial action | -70,400 | |
| Environmental Aids | | |
| Nonpoint source grants | -509,100 | |
| Local water quality planning grants | -31,000 | |
| Debt Service and Development | | |
| State park, forest, and riverway roads | -658,100 | |
| Administration and Technology | | |
| Division operations | -76,700 | |
| Customer Service and Employee Assistance | | |
| Division operations | <u>-26,500</u> | <u> </u> |
| Total | -\$2,201,400 | -6.10 |

3. **PARKS AND SOUTHERN FORESTS OPERATIONS**

| | |
|-----|-----------|
| SEG | \$416,000 |
|-----|-----------|

Request \$208,000 annually (\$21,000 forestry account and \$187,000 parks account) for limited-term employees, utilities, fleet expenses and supplies to operate new facilities and campgrounds developed in recent years in the Wisconsin state park and forest systems.

Over the last several years, new facilities have been constructed to upgrade state parks and southern forests properties such as entrance and visitor stations, toilet and shower buildings, accessible cabins, and campgrounds. In some cases, properties containing these newly constructed facilities have had to absorb the maintenance and operational costs within existing budgets. In addition, several new facilities at multiple properties are under development or are beginning construction and scheduled to open in the 2013-15 biennium and will require services

including electricity, sewer and water, fuel, cleaning and basic maintenance. This request would provide additional operations and maintenance funding from the parks and forestry accounts of the conservation fund. The Department requests operations funding for 37 state parks, two state recreation units, two state trails, and three state forest units, as follows:

| <u>Park/Recreation Area</u> | <u>Facilities</u> | <u>Annual Amount</u> | <u>2013-15</u> |
|-----------------------------|---------------------------------|----------------------|----------------|
| Amnicon Falls | Vault Toilet | \$2,500 | \$5,000 |
| | Shelter Building | 1,500 | 3,000 |
| Aztalan | Vault Toilet | 2,500 | 5,000 |
| Big Bay | Maintenance | 3,000 | 6,000 |
| | Vault Toilet | 2,500 | 5,000 |
| Big Foot Beach | Park Entrance & Visitor Station | 5,000 | 10,000 |
| | 2 Vault Toilets | 5,000 | 10,000 |
| Blue Mound | Toilet/Shower Building | 3,000 | 6,000 |
| | Vault Toilet | 2,500 | 5,000 |
| Brunet Island | Toilet/Shower Building | 3,000 | 6,000 |
| Buckhorn | Vault Toilet | 2,500 | 5,000 |
| | Shelter Building | 1,500 | 3,000 |
| Copper Falls | Vault Toilet | 2,500 | 5,000 |
| | Toilet/Shower Building | 3,000 | 6,000 |
| Council Grounds | Shelter Building | 1,500 | 3,000 |
| | Unheated Storage | 1,000 | 2,000 |
| Devil's Lake | Toilet/Shower Building | 3,000 | 6,000 |
| | Flush Toilet | 2,000 | 4,000 |
| | Vault Toilet | 2,500 | 5,000 |
| | Unheated Storage | 1,000 | 2,000 |
| Glacial Drumlin State Trail | Vault Toilet | 2,500 | 5,000 |
| Governor Dodge | Bathhouse | 1,000 | 2,000 |
| | Toilet/Shower Building | 3,000 | 6,000 |
| | Shelter Building | 1,500 | 3,000 |
| Governor Nelson | Park Entrance & Visitor Station | 2,000 | 4,000 |
| Harrington Beach | Vault Toilet | 2,500 | 5,000 |
| | Shelter Building | 1,500 | 3,000 |
| Hartman Creek | Vault Toilet | 2,500 | 5,000 |
| | Shelter Building | 1,500 | 3,000 |

| <u>Park/Recreation Area</u> | <u>Facilities</u> | <u>Annual Amount</u> | <u>2013-15</u> |
|---|---------------------------------|----------------------|----------------|
| High Cliff | Vault Toilet | \$2,500 | \$5,000 |
| | Toilet/Shower Building | 3,000 | 6,000 |
| | Shelter Building | 1,500 | 3,000 |
| Hoffman Hills Recreation Area | Vault Toilet | 2,500 | 5,000 |
| Interstate Park | Unheated Storage | 1,000 | 2,000 |
| | Shelter Building | 1,500 | 3,000 |
| Kettle Moraine State Forest - Northern Unit* | Vault Toilet | 2,500 | 5,000 |
| | Toilet/Shower Building | 3,000 | 6,000 |
| | Shelter Building | 1,500 | 3,000 |
| Kettle Moraine State Forest- Pike Lake Unit* | Work Site Office | 1,000 | 2,000 |
| | Shelter Building | 1,500 | 3,000 |
| Kohler Andrae | Vault Toilet | 2,500 | 5,000 |
| | Shelter Building | 1,500 | 3,000 |
| | Park Entrance & Visitor Station | 5,000 | 10,000 |
| Kinnickinnic | Vault Toilet | 2,500 | 5,000 |
| Lake Kegonsa | Maintenance | 3,000 | 6,000 |
| | Vault Toilet | 2,500 | 5,000 |
| Lake Wissota | Vault Toilet | 2,500 | 5,000 |
| Merrick | Shelter Building | 1,500 | 3,000 |
| | Vault Toilet | 2,500 | 5,000 |
| Mill Bluff | Shelter Building | 1,500 | 3,000 |
| | Work Site Office | 1,000 | 2,000 |
| | Vault Toilet | 2,500 | 5,000 |
| Mirror Lake | Park Entrance & Visitor Station | 5,000 | 10,000 |
| Natural Bridge | Vault Toilet | 2,500 | 5,000 |
| Nelson Dewey | Maintenance | 3,000 | 6,000 |
| New Glarus Woods | Shop Equipment | 3,000 | 6,000 |
| Newport | Vault Toilet | 2,500 | 5,000 |
| | Shelter Building | 1,500 | 3,000 |
| | Unheated Storage | 1,000 | 2,000 |

| <u>Park/Recreation Area</u> | <u>Facilities</u> | <u>Annual Amount</u> | <u>2013-15</u> |
|-------------------------------|---------------------------------|----------------------|----------------|
| Pattison | Bathhouse | \$1,000 | \$2,000 |
| | Vault Toilet | 2,500 | 5,000 |
| | Shelter Building | 1,500 | 3,000 |
| | Heated Storage | 2,000 | 4,000 |
| Peninsula | Unheated Storage | 1,000 | 2,000 |
| | Shelter Building | 1,500 | 3,000 |
| | Heated Storage | 2,000 | 4,000 |
| | Park Entrance & Visitor Station | 5,000 | 10,000 |
| | Flush Toilet | 3,000 | 6,000 |
| | Amphitheater | 500 | 1,000 |
| Perrot | Unheated Storage | 1,000 | 2,000 |
| Point Beach State Forest* | Ranger Station | 3,000 | 6,000 |
| | Shelter Building | 1,500 | 3,000 |
| Potawatomi | Vault Toilet | 2,500 | 5,000 |
| | Heated Storage | 2,000 | 4,000 |
| Red Cedar State Trail | Office Building | 2,000 | 4,000 |
| Richard Bong Recreation Area* | Vault Toilet | 2,500 | 5,000 |
| | Bathhouse | 1,500 | 3,000 |
| | Maintenance | 3,000 | 6,000 |
| Rock Island | 2 Vault Toilets | 5,000 | 10,000 |
| | Shelter Building | 1,500 | 3,000 |
| Rocky Arbor | Toilet/Shower Building | 3,000 | 6,000 |
| | Shelter Building | 1,500 | 3,000 |
| | Vault Toilet | 2,500 | 5,000 |
| Tower Hill | Vault Toilet | 2,500 | 5,000 |
| Whitefish Dunes | Shelter Building | 1,500 | 3,000 |
| Wyalusing | Shelter Building | 1,500 | 3,000 |
| | Lodge | 7,000 | 14,000 |
| Yellowstone Lake | Vault Toilet | 2,500 | 5,000 |
| | Toilet/Shower Building | <u>3,000</u> | <u>6,000</u> |
| Total | | \$208,000 | \$416,000 |

*Funded from the forestry account.

4. PARKS AND SOUTHERN FORESTS LTE SUPPORT

| | |
|-----|-----------|
| SEG | \$550,000 |
|-----|-----------|

Request \$201,600 annually from the parks account and \$73,400 annually from the forestry account to provide an estimated 22,000 LTE hours at multiple state park and southern forest properties (including 33 state parks, one state trail, and four southern forest properties). Of this amount, \$25,000 forestry SEG annually would be utilized for LTE support and supplies at the Kettle Moraine State Forest Southern Unit and Lapham Peak Unit (winter) and the Rainbow Springs Unit (spring, summer, and fall). Over the last two biennia, 18.5 full-time equivalent parks positions were eliminated (4.0 GPR positions in 2009-11 and 3.99 GPR and 10.51 SEG positions in 2011-13). As full-time positions were eliminated, and as workload increased from the addition of new campgrounds at several state parks, the Bureau of Parks has relied more heavily on LTE employees to cover increased workloads. Funding would provide for additional hours for existing LTEs as well as allow the Bureau of Parks to hire additional LTEs as needed.

5. FORESTRY RADIO MASTER LEASE

| | |
|-----|-----------|
| SEG | \$427,000 |
|-----|-----------|

Request \$213,500 each year in one-time funding from the forestry account of the conservation fund for the fifth and sixth year payments of a six-year master lease for forestry radios. Funding of \$214,000 each year was provided by 2011 Act 32 for the third and fourth years of the master lease for the purchase of 232 mobile radios, 209 portable radios, and 11 aviation specific radios.

6. FORESTRY FLEET COSTS

| | |
|-----|-----------|
| SEG | \$306,000 |
|-----|-----------|

Request \$153,000 annually from the forestry account to support increased costs associated with the payment of per mile charges for fleet vehicles. Per mile vehicle rates for fire engines and forestry law enforcement vehicles, which currently make up 73% of the Forestry Division's fleet, increased by an average of 41% from 2007 to 2012. Despite a recent reduction of 21 of these vehicles, and increased funding provided in the 2007-09 and 2009-11 biennial budgets, the Department expects a shortfall of \$153,100 annually in forestry fleet operational costs during the 2013-15 biennium.

7. FORESTRY EQUIPMENT POOL APPROPRIATION CHANGES

Request modifying the Department's equipment pool operations continuing appropriation under s. 20.370(8)(mt) of the statutes, to include fire control, forestry equipment, and forestry supplies. The Department maintains a physical inventory of forest equipment at the LeMay Center Forestry Warehouse in Tomahawk. Currently, the purchase costs of fire control, forestry equipment, and forestry supplies are billed to the main forestry operations annual appropriation in the forestry account of the conservation fund [s. 20.370(1)(mv)], while the revenue from the sale of this equipment and supplies is posted to two program revenue appropriations depending on the type of entity purchasing them [s. 20.370(1)(mi) for sales to local units of government and s. 20.370(1)(mk) for internal DNR sales]. Generally, the sale of equipment and supplies lags

behind inventory purchases leading to the appearance of a lower balance in the forestry account appropriation. Housing the expenditures and revenues in the same appropriation would be similar to the current practice for certain other Department equipment pool operations (cars, trucks, airplanes, heavy equipment and radio). No appropriation modifications are requested associated with this transfer of expenditures.

8. ADMINISTRATION OF AIDS IN LIEU OF TAXES

Request the following statutory changes to the administration of aids in lieu of taxes payments to local governments: (a) modify s. 70.114(4) of the statutes to remove the share DNR is due as a taxing jurisdiction from the annual aids in lieu of taxes payments to municipalities; (b) modify s. 70.114(3) of the statutes so that aids in lieu of taxes payments are due July 31, rather than January 31, annually.

Since 1992, when DNR acquires land, the Department pays aids in lieu of property taxes on the land to the municipality (city, village, or town) in which the land is located in an amount generally intended to provide an amount similar to the tax that would be due on the property at the time it was purchased, adjusted annually to reflect changes in the equalized valuation of all land, excluding improvements in the taxation district. Under current law, DNR makes an annual payment to each treasurer of a municipality (town, village, or city) by January 31, and the municipality then pays each taxing jurisdiction (including the county, school district, and technical college) a proportionate share of the payment, based on its levy. Further, this results in municipalities sending a share of the payment, relating to the forestry mill tax, back to the Department (municipalities with a DNR payment of less than \$5 are exempted). The requested change would remove the DNR share (in cases of a share of \$5 or more) from the initial payment so that municipalities would no longer be required to send it back to the Department. Rather, DNR would calculate this payment and deposit it to the forestry account.

The Department also requests moving the payment date from January 31, to July 31, to allow DNR to acquire statewide mill rate information from the Department of Revenue (DOR), rather than attempting to obtain the rates from each individual municipality receiving an aids in lieu of taxes payment. DOR collects this data later in the year for use in a variety of state programs.

9. FISH HATCHERY OPERATIONS

| | |
|-----|-----------|
| SEG | \$220,700 |
|-----|-----------|

Request \$85,500 in 2013-14 and \$135,200 in 2014-15 from the fish and wildlife account for fish hatchery operations. The supplies funding would provide for increased distribution, utilities, fish food, and other fish hatchery production costs. The Department recently closed two fish hatchery facilities due to continued vacancies and operational costs and has decreased some fish production to keep costs within available funding.

10. ELK HUNTING APPLICATION AND LICENSE FEE REVENUE ESTIMATE

| | |
|-----|-----------|
| SEG | \$532,000 |
|-----|-----------|

Request \$266,000 annually in supplies and services to reflect potential elk hunting

application and license fee revenues deposited in a continuing appropriation in the fish and wildlife account. Under current law, DNR is authorized to issue elk hunting licenses and to limit the number of elk hunters and elk harvested in any area of the state. However, the Department has not implemented an elk hunting season because the elk herd has not met the state population goal. Under administrative rule, a hunt could be held when population levels reach at least 200 animals. The Clam Lake herd was estimated at approximately 177 after the spring calving season, while the herd that survives the winter has remained at just over 150 for the past two years. The DNR overwinter population goal for the Clam Lake herd is 1,400. DNR believes the peak herd (after spring calving) could, potentially, surpass 200 animals as early as the spring of 2013, in which case a limited, bull-only elk season could be instituted in fall, 2013. While very few licenses would be expected to be available, DNR estimates that perhaps 38,000 hunters would apply. Fees for the elk hunting licenses are currently set at \$49 for residents and \$251 for non-residents (including the issuing fee and \$2 wildlife damage surcharge), with a \$10 processing (application) fee. The processing fee was increased from \$3 to \$10 by 2009 Act 28, with \$7 deposited in the continuing appropriation in the fish and wildlife account specifically for elk management, with the remainder (less issuing fees) to be deposited in the general balance of the fish and wildlife account.

11. ELK REINTRODUCTION FROM OUTSIDE WISCONSIN

Request statutory modifications to allow DNR to import, move, and introduce elk into Ashland, Bayfield, Jackson, Price, or Sawyer Counties if DNR determines that the applicable Department of Agriculture, Trade and Consumer Protection (DATCP) requirements related to chronic wasting disease concerning importing and moving animals and disease testing are met to the fullest extent possible and practical with wild elk. In addition, the requested authority would only apply to elk that are taken from the wild for DNR sponsored conservation and wildlife restoration projects.

Under current law, DATCP may prohibit or regulate the importing of animals into Wisconsin or the movement of animals within Wisconsin if DATCP has reasonable grounds to believe that regulation or prohibition is necessary to prevent the introduction or spread of a disease in this state that threatens the health of animals or of humans. Further, current law provides DATCP with the authority to promulgate rules concerning testing animals, including farm-raised deer, for diseases such as tuberculosis and chronic wasting disease (CWD). For example, for CWD, in addition to veterinary certification and other requirements, the rules require animals to have been enrolled in the CWD herd status program under ATCP 10.53 for at least five years. The requested modifications are intended to allow DNR to import wild elk if DNR determines that the applicable DATCP requirements related to CWD have been met to the extent possible.

12. UTILITY TERRAIN VEHICLE APPROPRIATION REESTIMATES

| | |
|-----|-----------|
| SEG | \$353,200 |
|-----|-----------|

Request \$176,600 annually to reflect appropriation estimates for three newly-established appropriations related to administration of the utility terrain vehicle (UTV) program under the all-terrain vehicle (ATV) account of the segregated conservation fund. The appropriations and

amounts are as follows:

| <u>Appropriation</u> | <u>Annual Amount</u> |
|--|----------------------|
| State Utility Terrain Vehicle (UTV) Projects | \$16,900 |
| UTV Project Aids; Gas Tax Payment | 64,100 |
| UTV Project Aids; Registrations | <u>95,600</u> |
| Total | \$176,600 |

Prior to 2011 Act 208, DNR administered a UTV pilot program in consultation with the Department of Transportation. Under the pilot program, UTVs were registered in the same manner as ATVs, with all revenue collected from UTV registration fees deposited in an appropriation in the ATV account for administration of the UTV pilot program. The program sunset on July 1, 2012. Under 2011 Act 208, all revenue collected from UTV registration fees in fiscal year 2012-13 is deposited in an appropriation in the ATV account for administration of the UTV program. This appropriation expires at the end of fiscal year 2012-13. Beginning in fiscal year 2013-14, an amount specified in the appropriation schedule will be set aside from UTV registration fees for maintenance, rehabilitation, and development on state trails that are open to UTVs. In addition, beginning in fiscal year 2013-14, revenues from the UTV fuel tax transfer and a portion of UTV registration revenues may be used to provide grants to towns, villages, cities, counties, and federal agencies for UTV trail projects.

13. CONSERVATION WARDEN COMPUTERS

| | |
|-----|-----------|
| SEG | \$453,200 |
|-----|-----------|

Request \$226,600 in 2013-14 and 2014-15, on a one-time basis, for the last two years of a four-year master lease for computers for law enforcement wardens. 2011 Act 32 provided funding for the first two years of payments for 200 rugged laptop computers. Expenditure authority is requested as follows:

| | <u>Annual Amount</u> |
|---------------------------|----------------------|
| Conservation Fund | |
| Fish and Wildlife Account | \$172,600 |
| Boat Account | 26,600 |
| ATV Account | 11,400 |
| Water Resources Account | 2,800 |
| Environmental Fund | <u>13,200</u> |
| Total | \$226,600 |

14. ENVIRONMENTAL ENFORCEMENT STAFF

| | <u>Funding</u> | <u>Positions</u> |
|-----|----------------|------------------|
| SEG | \$291,100 | 2.00 |

Request \$127,300 in 2013-14 and \$163,800 in 2014-15 with 2.0 environmental management account environmental enforcement staff, including one environmental warden and one environmental enforcement specialist. The positions would work on enforcement of drinking water, water, air, remediation, and waste

management statutes. DNR indicates it currently has 21.5 staff authorized for environmental enforcement throughout the state.

15. TRANSFER PETROLEUM INSPECTION FUND SUPPLEMENTS TO MISCELLANEOUS APPROPRIATIONS

| | |
|-----|---------------|
| SEG | - \$3,409,600 |
|-----|---------------|

Request the deletion of a total of \$1,704,800 annually in two petroleum inspection fund supplemental appropriations [s. 20.370(2)(mu) and s. 20.370(4)(mw)] and the creation of an appropriation totaling the same amount in miscellaneous appropriations [s. 20.855]. Currently, two DNR appropriations from the petroleum inspection fund are used to transfer \$1,704,800 to the environmental management account balance to provide revenue to the account. Segregated revenue expenditure authority is budgeted under various DNR appropriations, but inter-fund revenue transfers typically are not shown in the agency's budget. The request is intended to decrease DNR appropriation levels and remove a double-counting of appropriations under DNR, but to have a net zero effect on state appropriations, as shown below. Under the request, the petroleum inspection fund would continue to transfer the same amount of revenue to the environmental management account. While DNR requested the decrease in DNR appropriations, no corresponding request has been submitted under miscellaneous appropriations.

| <u>Agency</u> | <u>Annual Change</u> | <u>Biennial Change</u> |
|------------------------------|----------------------|------------------------|
| DNR | -\$1,704,800 | -\$3,409,600 |
| Miscellaneous Appropriations | <u>1,704,800</u> | <u>3,409,600</u> |
| Total | \$0 | \$0 |

16. SAND MINE MONITORING RESOURCES

Request conversion of \$223,400 and 2.0 positions annually from FED to environmental management account SEG for the Bureau of Air Management to perform permitting, monitoring, and compliance related to rapidly expanding industrial sand mining and processing operations. The federal positions are authorized from air management grants from the U.S. Environmental Protection Agency, for which federal funding is insufficient to fund all of the authorized positions.

| | Funding | Positions |
|-------|----------------|------------------|
| FED | -\$446,800 | - 2.00 |
| SEG | <u>446,800</u> | <u>2.00</u> |
| Total | \$0 | 0.00 |

The environmental management account receives over 90% of its revenues from state tipping fees totaling \$9.64 per ton of most solid waste disposed of in Wisconsin. The account provides funding for: (a) recycling financial assistance to local governments; (b) DNR administration of contaminated land, brownfields cleanup, and recycling programs, including staff in remediation and redevelopment, groundwater management, solid waste management, and central administrative programs; (c) state-funded cleanup of contaminated properties where there is no responsible party able or willing to pay for the cleanup; (d) contaminated land cleanup grants in DNR and the Wisconsin Economic Development Corporation; (e) debt service costs for general obligation bonds issued for state-funded cleanup of contaminated land and sediment; (f) debt service costs for general obligation bonds issued under the former point source water

pollution abatement grant program which ended in 1990; (g) the UW System Bioenergy Initiative; (h) certain environmental and recycling programs in the Department of Agriculture, Trade and Consumer Protection, Department of Corrections, Department of Health Services, Department of Military Affairs, and the UW System; and (i) remediation of specific sites using moneys received under court-approved settlement agreements or orders (primarily for Fox River cleanup).

17. TRANSFER COMMERCIAL CONSTRUCTION SITE EROSION CONTROL REGULATORY AUTHORITY FROM SAFETY AND PROFESSIONAL SERVICES

Request statutory authority for enforcement of erosion control standards at construction sites involving a public building or place of employment to be transferred from the Department of Safety and Professional Services (DSPS) to DNR. This regulatory authority was transferred from DNR to the then-Department of Industry, Labor and Human Relations in 1993 Act 16, parts of which later became the former Department of Commerce. The program was transferred from the Department of Commerce to DNR in 2009 Act 28, and transferred to the Division of Safety and Buildings in DSPS under 2011 Act 32. Act 32 required the Departments to enter into a memorandum of understanding to delineate each agency's responsibilities in regulating commercial construction sites, which are required under the federal Clean Water Act to be permitted for their storm water discharges if they involve a land disturbance of one acre or larger. EPA has delegated wastewater and storm water permitting authority in Wisconsin exclusively to DNR. However, in July, 2011, a letter from the U.S. Environmental Protection Agency (EPA) to DNR identified the division of storm water permitting authority as being inconsistent with the EPA's delegation. As such, construction sites not permitted by an approved authority (DNR) risk being in violation of the Clean Water Act. The request is intended to address issues identified by EPA, as well as centralize regulatory authority for erosion control in DNR.